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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY:

Date:

9/12/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:
Katsuhiko Haji, *et al.*

Conf. No.: 4404

Group Art Unit: 1714

Appln. No.: 09/826,282

Examiner: C. Toomer

Filing Date: April 4, 2001

Attorney Docket No.: 8305-208US
(NP082-1)

Title: GASOLINE ADDITIVE FOR DIRECT INJECTION GASOLINE ENGINE

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This Response to Notice of Non-Compliant Amendment is provided in response to the Office Communication mailed from the Patent Office on September 5, 2003, and is timely filed on September 12, 2003, in advance of the October 5, 2003 deadline.

In the Notice, the Examiner noted that the previously filed Amendment (filed August 21, 2003) had not been submitted in a form that was fully compliant with the new regulations. Attached is a copy of the "Amendments to and Listing of the Claims" section of the prior-filed Amendment that includes a listing of all claims as required by the new rule.

As the non-compliant amendment was submitted with an RCE that serves to remove the finality of the prior Office Action (Paper No. 15), and this response is filed less than open month from the date of mailing of the Notice, it is believed that no extension fees are due.

However, in the event that any fees are due, the Commissioner is hereby authorized to charge the fees to deposit account no 50-1017 (billing no.208305.0208).

A copy of the Notice is enclosed herewith.

Respectfully submitted,

KATSUHIKO HAJI, et al.

12 Sept 2007
(Date)

By:

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Enclosures

Amendment to and Listing of the Claims

Copy of Notice of Non-Complaint Amendment



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov



Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 8/25/03 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see *68 Fed. Reg. 38611*, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following omission(s) or provision is required. **Only the section (1.121(h)) of the amendment document containing the omission or non-compliant provision must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.**

THE FOLLOWING CHECKED (X) ELEMENTS(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all claims (incl. withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is **not extendable**.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION**, and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Timothy Cole (705) 308-4327
Legal Instruments Examiner (LIE)